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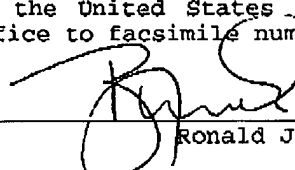
FEB 20 2009

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE HONORABLE BOARD OF PATENT APPEALS AND INTERFERENCES

Appl. No. : 10/743,745 Confirmation No. 9090  
Applicant : Shigekazu YASUOKA et al.  
Filed : December 24, 2003  
TC/A.U. : 1793  
Examiner : Jesse Randall Roe  
Dkt. No. : SNY-048  
Cust. No. : 20374

I hereby certify that this paper is being  
facsimile transmitted on February 20, 2009,  
to the United States Patent and Trademark  
Office to facsimile number (571)273-8300.



Ronald J. Kubovcik

NOTICE OF APPEAL

Mail Stop AF  
To: Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

February 20, 2009

Sir:

Applicants hereby appeal to the Board of Patent Appeals and  
Interferences from the decision dated August 20, 2008, of the  
Primary Examiner finally rejecting claims 1-4, 9-16 and 21-25.

The items checked below are appropriate:

1. XX A petition for an extension of time to respond to the

P:\02-09\048-pto-not-appeal-cot vpd

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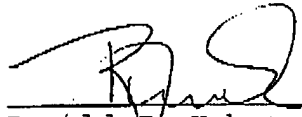
U.S. Patent Appln. S.N. 10/743,745  
NOTICE OF APPEAL

PATENT

final rejection was filed on February 20, 2009, for  
second and third months.

2. XX A timely response to the final rejection has been filed,  
as provided in 841 O.G. 1411.
3. XX Fee \$ 540.00 or      Small Entity \$255.00
- XX Enclosed (as part of PTO-2038 for \$1,160.00)
- Not required (fee paid in prior appeal)

In the event this paper is not considered to be timely filed,  
applicant hereby petitions for an appropriate extension of time.  
The fee for this extension may be charged to our Deposit Account  
No. 111833, along with any other additional fees which may be  
required with respect to this paper.

  
\_\_\_\_\_  
Ronald J. Kubovcik  
Reg. No. 25,401

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